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Attorneys for Plaintiff SIRNA THERAPEUTICS, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT
SAN FRANCISCO DIVISION

SIRNA THERAPEUTICS, INC.,
Plaintiff,

v.

PROTIVA BIOTHERAPEUTICS, INC.
and MARK J. MURRAY,

Defendants.

Case No. C-06-1361 MMC
Complaint filed: February 23, 2006

**STIPULATION AND ~~[PROPOSED]~~ ORDER
TO EXTEND DEFENDANTS' TIME TO
ANSWER OR OTHERWISE RESPOND TO
THE COMPLAINT**

1 The parties herein, by and through their counsel of record, hereby stipulate and
2 agree as follows:

3 WHEREAS Plaintiff filed its Amended Complaint on April 25, 2006;

4 WHEREAS the current deadline for Defendants to Answer or otherwise respond to
5 the Complaint is June 7, 2006;

6 WHEREAS due to the fact that the parties are presently negotiating in good faith
7 to resolve their dispute without legal recourse, the parties respectfully request the Court to extend
8 Defendants' time to Answer or otherwise respond to the Complaint to Thursday, July 6, 2006.

9 NOW, THEREFORE, the parties request that the Court order the following:

10 1. Defendants' last day to file an Answer or otherwise respond to Plaintiff's
11 Complaint is July 6, 2006.

12 So stipulated:

13 Dated: June 6, 2006

/ s /

Jan E. Ellard
Attorney for Defendants
PROTIVA BIOTHERAPEUTICS, INC. and
MARK J. MURRAY

17 Dated: June 6, 2006

/ s /

Meredith N. Landy
Attorney for Plaintiff
SIRNA THERAPEUTICS, INC.

20 I hereby attest that concurrence in this joint document has been obtained from
21 Meredith N. Landy, counsel for Plaintiff.

23 Dated: June 6, 2006

/ s /

Jan E. Ellard
Attorney for Defendants
PROTIVA BIOTHERAPEUTICS, INC. and
MARK J. MURRAY

SO ORDERED:

Dated: June 7, 2006


The Hon. Maxine M. Chesney
United States District Judge